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LORETTA A. PRESKA  
U.S. DISTRICT JUDGE  
S. D. N. Y.

FAX 646-304-2169

November 4, 2009

BY HAND DELIVERY  
Honorable Loretta A. Preska  
United States District Judge  
Southern District of New York

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #: 11/9/09  
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Re: *United States v. Jairo Rendon-Herrera*,  
S3 04 Cr. 962 (LAP)

Dear Judge Preska,

I write for three reasons: 1) to request that Your Honor postpone your decision on Mr. Rendon-Herrera's pending motions; 2) keep the currently scheduled November 10, 2009 appearance for the purpose of substituting me as lead counsel; and 3) excuse Omar Lopera, Esq.'s appearance. Since the parties are now engaged in discussions for a disposition which would moot the Court's decision(s) on the motions and Mr. Lopera will remain as co-counsel, such relief is warranted. The government, by A.U.S.A. Ben Naftalis, consents to these requests.

*all of the above are*

SO ORDERED

*Loretta A. Preska*  
LORETTA A. PRESKA  
UNITED STATES DISTRICT JUDGE

*November 5, 2009*

Sincerely,

*JHC*  
Jeffrey Cohn

Copy/ A.U.S.A. Ben Naftalis (by hand delivery)